

PATENT

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Application Number: 10/737,060

Confirmation Number: 5227

Filing Date: December 16, 2003

Applicant(s): Thomas J. Dinger; Fernando Salazar

Entitled: CATEGORIZING AND SHARING LEARNING OBJECTS

Examiner: Kang Hu

Group Art Unit: 3715

Attorney Docket No.: LOT920030029US1 (014)

NOTICE OF APPEAL

Mail Stop Appeal Brief - Patents

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Appellants hereby appeal to the Board of Patent Appeals and Interferences from the Office Action dated April 28, 2009.

There is **NO FEE REQUIRED** for this Notice of Appeal. Since Appellants have already paid the fee for the Notice of Appeal filed February 21, 2008, pursuant to M.P.E.P. § 1207.04, "[t]he previous paid notice of appeal fee and appeal brief fee can be applied to the new appeal."

____ Payment by credit card. Form PTO-2038 is attached.

X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 12-2158.

____ A Petition for Extension of Time under C.F.R. § 1.136(a) (PTO/SB/22) is enclosed.

Date: July 28, 2009

Respectfully submitted,

/Steven M. Greenberg/

Steven M. Greenberg

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